

SUPREME COURT NOT

TO RUSH DECISION ON
THE INDUSTRIAL BOARD

PHOENIX, May 22.—While the supreme court will pass upon the constitutionality of the act creating an industrial commission, it does not propose being rushed into announcing its decision, according to Chief Justice Henry D. Ross.

Although the court has heard all cases on the docket it has agreed to take up the case of the industrial commission on stipulation of counsel. The brief is now being prepared for the state and will be filed by June 1, while the answer will be filed 15 days later. It was hoped that the court after arriving at its decision would make the announcement and then take the time to write the decision. Such an idea was expressed yesterday by one of the commissioners, but when Justice Ross was questioned as to this method of procedure he stated positively that the court would not be a party to such a plan.

Such a course of procedure would be unusual for any court and will not be followed by the supreme court. We have tentatively indicated that we would hear the case, but it is impossible to say how long after the hearing the decision will be handed down. It might be difficult to arrive at a decision and our conclusion will not be given out until the decision is written.

Joseph Lord has been in town since Monday, when he returned from Los Angeles, and L. L. Henry, another member of the commission appointed by Gov. Thomas E. Campbell, was here yesterday going over the legal aspects of the case with counsel. Since the commission has been enjoined by the superior court of this county it has not attempted to act, but is informing itself of the duties of the office in order that it might be ready to proceed should the supreme court declare the act creating the commission constitutional.

The details of organizing the office are voluminous and should the court rule in favor of the commission it will be swamped with work before it has had a chance to organize. Under the law passed by the legislature it was to become effective June 1.

Various departments will be formed each of which will require a large number of employees. The many and various duties of the commission will make it one of the largest if not the largest department of state, with the exception of the highway department. It is understood that the salaries of the staff will be met by the commission out of the premiums, and will not cost the taxpayers a cent. The \$100,000 appropriated by the state will be paid back during a 15-year period, the only expense to the state of the commission being \$50,000, which was appropriated for two years to pay the salaries of the commissioners and the secretary, and funds used in connection with their work. With the matter in court at present there is not a penny available and the secretary to the commission, Ray Davidson, is answering correspondence on blank paper, using borrowed envelopes and stamps.

Mr. Henry said yesterday that he was making a close study of industrial commissions, gathering data from other states where similar laws were in effect. The compensation department, which takes in the insurance feature, is being given particular attention.



**GENUINE
"BULL"
DURHAM**
tobacco makes 50
good cigarettes for
10c

tion by Mr. Henry. It will be necessary to adopt at least 1000 rates if the law is held constitutional, to carry on the insurance, he said.

That a rate expert will be employed was announced by Mr. Henry, who said that his duty would be to make up the manual, and he would also be employed from time to time to revise it. The physical character of the mine, safety appliances, past experience in fatal accidents, character of work as to risks, will be a few of the considerations, he said, holding that the "law of averages" would prevail.

BUSY DAY IN
SUPERIOR COURT.

Both departments of the Superior Court were running at full capacity today, and many visitors were drawn to the county seat, interested in the various actions before those bodies.

In Department No. 1, with Judge Samuel L. Pattee, of Tucson, presiding, Judge Lockwood having been disqualified, the case of Dora D. Wiley vs. G. R. Wiley occupied the morning and part of the afternoon sessions.

The amount involved in this suit was \$25.00. The plaintiff and defendant were divorced some time ago, Mrs. Wiley having purchased a bill of household goods prior to the issuance of the divorce decree. She instituted suit for the amount, which she had paid. The plaintiff was represented by Attorney David Benshimol, of Douglas, while Attorney George Roark appeared for the defendant.

The jury returned a verdict for the plaintiff with interest in the sum of \$2.60 and court costs. It was said that the total sum of expenses incurred was equal to three times the amount of the principal involved.

This afternoon, with Judge Lockwood presiding in Department 1, the case of J. W. Ettinger vs. Collins & Bretherton, Bisbee brokers, is on trial, and will no doubt occupy most of tomorrow's session. It is a suit to recover a sum paid for stock which the plaintiff alleges was not as represented.

In Judge Sames' Department, No. 2, the case of Albert Stacey vs. the King Copper Co., a suit based on a lien, has occupied the entire day and will not be completed before adjournment this afternoon.

Attorneys Boyle & Pickett appear for the plaintiff, with Attorneys Stephenson, Manatt and Doan representing the plaintiff.

TO OPEN BIDS FOR

GLENDALE HIGHWAY

PHOENIX, May 22.—Bids for the paving of the Phoenix-Glendale highway will be opened at 2 o'clock tomorrow afternoon at the office of the state highway department. Nine contractors from various parts of the country are already here, having come to be on the ground to submit bids for the seven-mile stretch extending from the city limits of Phoenix to the city limits of Glendale.

DISMISSES COMPLAINT.

PHOENIX, May 21.—After officers failed to locate one of the aliens whom Twoby Brothers company were alleged to have employed in public road work in violation of the state law, and the other two aliens declared they had never worked for the company, Justice Nat T. McKee yesterday dismissed the charge against the company of employing aliens. The complaint was made by L. B. Doane.

CONTENTED WORKERS
DOING GOOD WORK
ON NEW HIGHWAY

By A. H. GARDNER

Since County Engineer Sid Smyth cleaned up the old Borderland Route from Fairbank to the Santa Cruz line, I want to say that in all my years of travel over it I never found it as clear of ruts and rocks as it was yesterday when I visited the state road camp for the purpose of closely inspecting the work the state is doing for Santa Cruz county on the Tombstone-Nogales state highway from Sonoita to the Cochise-Santa Cruz line.

The state took this job for Santa Cruz county on the "cost plus 10 per cent" basis, and unless I have missed my guess, (and I asked no questions as to costs), I would say that Santa Cruz county is going to get a section of road that will be as good as any found anywhere in the state, and at less cost. For that reason I am taking the opportunity to congratulate the taxpayers of Santa Cruz county, the Board of Supervisors and the Highway Commission of that county in the fortunate situation I found prevailing along the work yesterday.

I found two camps, and so far as I could learn, made up of men who were interested in their work and pretty well satisfied with conditions. I found the men at the main camp at the dinner table and they were in a very happy mood, since they were enjoying a good meal, the same as served on week days, and I have always observed that if the digestive organs of working men are kept properly engaged with good substantial food, the rest will come along if their heads are properly shaped—and as their heads looked correctly formed I took it there were no "Bolsheviks" on the job.

This particular section is located admirably and runs through a country wherein rock work is a minus quantity, where machine construction and mule scraper work is ideal. For the most part the soil is perfect surfacing material, and long hauls for that purpose are absent. There is but little bridge, culvert and dip work, and the location of the road is so that it strikes the old Borderland near Dr. Clenny, the rock bungalow on the way to the Empire Ranch, which location was chosen by the engineer so as to place the road "high and dry," and where the construction work would be kept down to the minimum. The county has built a lateral from Elgin to connect with this new line, which route is also continued from Elgin to Canille over a new county highway. Project Engineer Al Jenkins is in charge of this work, assisted by Mr. Little, and it is the same outfit that built the Benson-Vail route.

Several Tombstone men were noted "on the job."

This section of road is all under construction, and one notices the minute he enters Santa Cruz county the grade and line stakes, and the first furrow where a big plow ran one of the side lines; a little further on the partially completed grade, a culvert here and there, then the first camp, and turning off to the left near the Clenny house until you reach Sonoita you find long stretches of completed grade, with the main camp two miles this side of Sonoita. If the rains ever come we will all wake up some fine morning with several miles of excellent highway ready for service on the Nogales-Tombstone state highway, an important piece of road that will grow in importance as its completion materializes, for it is the military loop of the Bankhead Highway and the mission route of the Old Spanish Trails. This section of road is being built as mentioned above by the Santa Cruz Highway Commission, assisted by Federal Aid, and is a standard dirt road in every particular.

The price of gasoline at the little store at Sonoita yesterday was 39 cts. a gallon, and Zerolene was 25 cts. a quart.

The wind was blowing but the day was worth the trip. It is always worth the trip for a taxpayer to see the people getting something for their money.

In closing it might not come amiss to say that this piece of road is the hobby of Division Engineer Ike Frazer and like grape nuts "there's a reason" as the lives in Santa Cruz and when he comes to Cochise he is always in

a hurry to get back to Nogales, Sonora, hence the particular pains in building a highway suited to the purpose.

PHOENIX DELEGATION
TO CONVENTION WILL
SUGGEST ROAD SIGNS

PHOENIX, May 25.—Plans are now being completed for a large delegation from Phoenix to the convention to be held in Douglas Saturday, May 28, to form a permanent organization to increase travel over the Bankhead highway. One of the propositions to be put before the convention by the Phoenix delegation will be the placing by each county in the state of signs on all the main highways. The board of supervisors of Maricopa county has pledged the placing of 500 signs in this county, 250 of which have already been ordered. The signs will be purchased by the automobile association of the county and the supervisors have guaranteed to put up the signs and furnish the posts. It is hoped to get the other counties to join in the project.

The board of supervisors of this county will be represented by Supervisor J. R. Bradshaw, Harry E. Vernon, county engineer, and Sheriff John G. Montgomery. The chamber of commerce will send a delegation and the automobile associations will send a number. W. W. Lawhon, president of the chamber of commerce, will head the Phoenix delegation. Secretary Harry Welch has written Ely Martin of the Douglas Chamber of Commerce, under whose auspices the convention will be staged, accepting the invitation to attend the convention.

WELL KNOWN MINING MAN
DIED IN TUCSON YESTERDAY

TUCSON, May 25.—Robert Hardin, one of the best known of the old mining operators in Arizona and Mexico, died early yesterday morning at the St. Joseph's hospital.

"Bob," as he was familiarly known to his many friends has been ill for about six weeks and the end was not unexpected.

For many years the deceased operated mines in Colorado and came to this community about 15 years ago. Through his kindly deeds during his life he made a world of friends who regret his demise.

Members of the local lodge of Elks, of which he was a member, had charge of the funeral which occurred yesterday, the remains of the deceased being shipped to Decatur, Texas.

AUTHORIZE EXPANSION OF
FORT WHIPPLE HOSPITAL

PRESCOTT, May 6.—The secretary of the treasury has ordered the expansion of the public health service hospital at Whipple Barracks here, according to a message received from Senator Henry F. Ashurst, who is in Washington.

When the hospital was built, foundations were put in for 12 additional buildings which never were completed. According to the message received here today, the public health service now has been provided with funds to finish these structures. It is estimated that the work will cost about \$400,000 and will increase the capacity of the hospital from 700 as at present to 1500.

Holbrook—Over 22,000 sheep for summer feeding from Salt River valley arrive.

NOTICE OF SALE OF REAL ESTATE AT PUBLIC AUCTION

Notice is hereby given that the Board of Supervisors of Cochise County, Arizona, will sell at public auction in front of the court house door in the City of Tombstone, said county, on the 9th day of June, 1921, at 2 o'clock P. M. of said day, to the highest bidder for cash, all of lot 7 in Block 69, together with all improvements thereon, in the city of Douglas, said county, as the same is described upon the official map of the townsite of said city, made by E. G. Howe, C. E., dated January 12, 1901, as amended, and filed in the office of the County Recorder of said county. No amount under \$1400.00 will be considered by the county as a bid on the above property.

Dated this 6th day of May, 1921.
L. F. KUHNBECKER,
Clerk of the Board of Supervisors.
First publication, May 8, 1921.

ORDER TO SHOW CAUSE ON APPLICATION OF GUARDIAN FOR ORDER OF SALE OF REAL ESTATE.

In the Superior Court, in the County of Cochise, State of Arizona.
Guardianship of CLARIE TERRY, RUBY CHUTIC and RUBE TERRY, Minors.

On reading and filing the petition of Della Wells, the guardian of the persons and estate of the above named minors, praying for an order of sale of certain real estate belonging to said wards for the uses and purposes therein set forth;

IT IS HEREBY ORDERED, That the next of kin of the said wards, and all persons interested in the said estate, appear before this Court on Monday, the 16th day of May, 1921, at 10:00 o'clock A. M., at the Court Room of this Court, at the City of Tombstone, in the said County of Cochise, then and there to show cause why an order should not be granted for the sale of said estate.

AND IT IS FURTHER ORDERED, That a copy of this order be published at least four successive weeks before the said day of hearing in the Tombstone Epitaph, a newspaper printed and published in said County of Cochise.

Dated April 11th, 1921.
ALBERT M. SAMES,
Judge of the Superior Court.
First pub. April 24, 1921.

NOTICE OF SCHOOL ELECTION

Notice is hereby given to all bona fide taxpayers of Consolidated School District Number 68, of Cochise County, Arizona, that an election will be held at the Post Office of Garden Canon, in said District, on June 13th, 1921, between the hours of 9 A. M. and 4 P. M. deciding on locating a new school house on a site to be purchased at or near Garden Canon, and to determine whether the bonds of the Consolidated District Number 68 shall be issued for the purpose of raising money to purchase said new school site and for building a new school house and supplying same with furniture and apparatus and water service and improving the grounds.

Said bonds to be of the total amount of Ten Thousand Dollars, each bond to be of the denomination of One Thousand Dollars. The rate of interest to be six per cent per annum, payable semi-annually and said bonds shall be payable on or before ten years from the date thereof.

Said election shall be conducted by W. M. Carmichael, J. H. Hopkins and William McLaughlin, as Judges.

By order of Board of Trustees.
J. D. LOWREY,
J. W. HAVERTY,
HARRY WILCOX.
First publication May 22, 1921.

NOTICE OF CONTEST

Department of the Interior
United States Land Office, Phoenix, Arizona, April 26, 1921.

To John Thomas, Widow, if any, of John Thomas, Heir or heirs, if any, of John Thomas, of Fairbank, Arizona, Contestee:

You are hereby notified that Lewis Ray Spradlin, who gives Elgin, Arizona, as his post-office address, did on March 23, 1921, file in this office his duly corroborated application to contest and secure the cancellation of your homestead Entry No.

Serial No. 045287, made January 14, 1921, for NW 14 NE 14, NW 14, NE 14 SW 14, W 12 SE 14, SE 14 SE 14 Section 33 and S 12 SW 14 Section 34, Township 19 S., Range 19 E., G. & S. R. Meridian, and as grounds for his contest he alleges that John Thomas died on or about April 17, 1920, intestate, and left surviving him

PLANTS FOR SALE
Tomato and Bell Pepper plants, 25c per dozen. Cabbage and Chile Plants 15c per dozen. Sweet Potato Slips 40c per 100. Postpaid. Write for prices on quantities. J. C. INGRAM, Farmer Nurseryman, Deming, N. M.
—ADVERT—

WHITE LEGHORN HATCHING EGGS. McFarlane Strain, heavy layers. \$1.00 and \$1.50 setting of 15 eggs sent postpaid. GLEIM POULTRY RANCH, Phoenix, Arizona, Route 3. J2—ADVERT

Winkelman—Gold Canyon scene of new strike, \$18 ore uncovered.

no widow, heir or heirs.
You are, therefore, further notified that the said allegation will be taken as confessed, and your said entry will be canceled without further right to be heard, either before this office or on appeal, if you fail to file in this office within twenty days after the FOURTH publication of this notice, as shown below, your answer, under oath, specifically responding to these allegations of contest, together with due proof that you have served a copy of your answer on the said contestant either in person or by registered mail.

You should state in your answer the name of the post office to which you desire future notices to be sent to you.
CHAS. E. MARSHALL, Register.
SCOTT WHITE, Receiver.
Date of first publication May 8, 1921.
Date of second publication May 15, 1921.
Date of third publication May 22, 1921.
Date of fourth publication May 29, 1921.

NOTICE FOR PUBLICATION

Department of the Interior
U. S. Land Office at Phoenix, Arizona, April 29, 1921.

Notice is hereby given that Bessie Miller Fourr, of Hereford, Arizona, who, on March 21, 1921, made Homestead Entry No. 050385, for SW 14 NW 14, W 12 SW 14 Section 12, NW 14 NW 14, Section 13, Township 24 S., Range 21 E., G. & S. R. B. & Meridian, has filed notice of intention to make Three Year Proof, to establish claim to the land above described, before W. A. Fowler, U. S. Commissioner, at Tombstone, Arizona, on the 9th day of June, 1921.

Claimant names as witnesses:
Sam J. Miller, of Hereford, Arizona, Samuel Lefendeker, of Hereford, Arizona, George J. McCabe, of Hereford, Arizona, Thomas Muat, of Bisbee, Arizona.

CHAS. E. MARSHALL, Register.
First pub. May 5, 1921.

NOTICE FOR PUBLICATION

Department of the Interior
U. S. Land Office at Phoenix, Arizona, April 29, 1921.

Notice is hereby given that Sam J. Miller, of Hereford, Arizona, who, on March 21, 1921, made Homestead Entry No. 047862, for SE 14, E 12 SW 14, NW 14 SW 14 Section 13, lots 1 and 2, Section 24, Township 24 S., Range 21 E., G. & S. R. B. & Meridian, has filed notice of intention to make Three Year Proof, to establish claim to the land above described, before W. A. Fowler, U. S. Commissioner, at Tombstone, Arizona, on the 9th day of June, 1921.

Claimant names as witnesses:
Robert N. Fourr, Samuel Lefendeker, George J. McCabe, all 3 of Hereford, Arizona, Thomas Muat, of Bisbee, Arizona.

CHAS. E. MARSHALL, Register.
First pub. May 8, 1921.

NOTICE OF APPLICATION FOR UNITED STATES PATENT

Mineral Survey No. 3696.
SERIAL NO. 051070
United States Land Office, Phoenix, Arizona, May 3, 1921.

NOTICE IS HEREBY GIVEN that Bunker Hill Mines Company, a corporation, whose post office address is Tombstone, Arizona, has made application for patent for the following named lode mining claim, situate in Tombstone Mining District, Cochise County, Arizona, in Sections 14 and 23, Township 20 S. Range 22 E. G. & S. R. B. & M.; which claim is described as follows:

"BLACK HAWK"
Beginning at corner No. 1, whence the witness corner for 14 corner between Secs. 14 and 15, T. 20 S. R. 22 E. G. & S. R. B. & M. bears S. 78 deg. 41 min. W. 1482.9 feet; thence N. 29 deg. 30 min. E. 245.5 feet to corner No. 2; thence N. 38 deg. 31 min. E. 330 feet to corner No. 3; thence S. 41 deg. 06 min. E. 1115 feet to corner No. 4; thence S. 38 deg. 31 min. W. 600 feet to corner No. 5; thence N. 37 deg. 45 min. W. 1089.3 feet to corner No. 1, the place of beginning. Containing total area of 14.165 acres; expressly excluding area in conflict with Survey No. 928, "C. O. D." lode of 0.466 acres, also expressly excluding area in conflict with Survey No. 333, "ANCHOR" lode of 3.750 acres. The presumed course of the vein on this claim is from the North end center South 41 deg. 06 min. E. 1115 feet.

The location notice of said claim, is recorded in the office of the County Recorder of Cochise County, Arizona, in Book 52, Record of Mines, pages 413-414.

The names of the adjoining claims are: On the North "C. O. D." lode, survey No. 928; on the East "GUAY-MAS" lode, survey No. 688 and "FLUX" lode, unsurveyed; on the South "TELEPHONE" lode, survey No. 927 and "LARGE HOPE" lode, survey No. 678; on the West "ANCHOR" lode, survey No. 333.

CHAS. E. MARSHALL, Register.
First publication May 3, 1921.

NOTICE OF APPLICATION FOR UNITED STATES PATENT

Mineral Survey No. 3697.
SERIAL NO. 051073
United States Land Office, Phoenix, Arizona, May 3, 1921.

NOTICE IS HEREBY GIVEN that Bunker Hill Mines Company, a corporation, whose post office address is Tombstone, Arizona, has made application for patent for the following named lode mining claim, situate in Tombstone Mining District, Cochise County, Arizona, in Sec. 15, T. 20 S. R. 22 E. G. & S. R. B. & M., which claim is described as follows:

"DRY HILL"
Beginning at corner No. 1, whence the 14 corner between Secs. 15 and 22, Township 20 S. Range 22 E. G. & S. R. B. & M. bears South 0 deg. 12 min. W. 1844.2 feet; thence N. 80 deg. 37 min. W. 854 feet to corner No. 2; thence N. 6 deg. 37 min. E. 300 feet to corner No. 3; thence N. 13 deg. 31 min. E. 300 feet to corner No. 4; thence S. 80 deg. 28 min. E. 850 feet to corner No. 5; thence S. 13 deg. 31 min. W. 598 feet to corner No. 1, the place of beginning. Containing total area of 12.089 acres; expressly excluding area in conflict with Survey Lot No. 92, "SILVER CABLE" lode of 0.293 acres, also expressly excluding area in conflict with Survey No. 358, "BAKER" lode, known as Tract A in Mineral Survey No. 3697, containing 0.651 acres. The presumed course of the vein on this claim is from the West end center South 59 deg. 37 min. East 850 feet.

The location notice of said claim, upon which this application is based, is recorded in the office of the County Recorder of Cochise County, Arizona, in Book 29, Record of Mines, page 548.

The names of the adjoining claims are: On the North "DELHIE" lode, Survey No. 270; on the East "BLUE MINERAL" lode, Survey No. 852; on the South "KATHERINE" lode, Survey No. 458 and "SILVER CABLE" lode, Lot No. 92; on the West "SILVER CABLE" lode, Lot No. 92, and "BAKER" lode, Survey No. 358.

CHAS. E. MARSHALL, Register.
First publication May 8, 1921.

NOTICE OF APPLICATION FOR UNITED STATES PATENT

Mineral Survey No. 3712
SERIAL NO. 051071
United States Land Office, Phoenix, Arizona, May 3, 1921.

NOTICE IS HEREBY GIVEN that Bunker Hill Mines Company, a corporation, whose post office address is Tombstone, Arizona, has made application for patent for the following named lode mining claim, situate in Tombstone Mining District, Cochise County, Arizona, in Sections 14 and 23, Township 20 S. Range 22 E. G. & S. R. B. & M.; which claim is described as follows:

"EMERALD SOUTH MINE"
Beginning at corner No. 1, whence the 14 corner between Secs. 14 and 23, T. 20 S. R. 22 E. G. & S. R. B. & M. bears N. 89 deg. 03 min. E. 262.4 feet; thence S. 22 deg. 12 min. W. 25 feet to corner No. 2; thence N. 65 deg. 21 min. W. 417.3 feet to corner No. 3; thence N. 22 deg. 12 min. E. 29 feet to corner No. 4; thence S. 65 deg. 21 min. E. 417.3 feet to corner No. 1, the place of beginning. Containing total area of 0.278 acres; expressly excluding area in conflict with Lot No. 65, "SILVER PLUME" lode of 0.139 acres. The presumed course of the vein on this claim is from North end center S. 22 deg. 12 min. W. 29 feet.

Amended location notice of said claim, upon which this application is based, is recorded in the office of the County Recorder of Cochise County, Arizona, in Book 58, Record of Mines, pages 413-414.

The names of the adjoining claims are: On the North "EMERALD" lode, Survey No. 608; on the South "SILVER PLUME" lode, Lot No. 65; on the West "HIDDEN TREASURE" lode, Survey No. 676.

CHAS. E. MARSHALL, Register.
First publication May 8, 1921.

Catarhal Deafness Cannot Be Cured
by local applications, as they cannot reach the diseased portion of the ear. There is only one way to cure catarrhal deafness, and that is by a constitutional remedy. Catarrhal Deafness is caused by an inflamed condition of the mucous lining of the Eustachian Tube. When this tube is inflamed you have a running or itching ear, or imperfect hearing, and when it is entirely closed, deafness is the result. Unless the inflammation can be reduced and this tube restored to its normal condition, hearing will be destroyed forever. Every case of deafness are caused by catarrh, which is in fact, a Catarrh Cure runs thru the blood on the mucous surfaces of the system. We will give One Hundred Dollars for any case of Catarrhal Deafness that cannot be cured by Halls Catarrh Cure. Circulars free. All Druggists. J. C. CHERRY & CO., Toledo, O.

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